

ASSEMBLY BILL

No. 1613

Introduced by Committee on Jobs, Economic Development and the Economy (Ridley-Thomas (Chair), Chan, Jackson, Nation, Oropeza, Parra, and Yee)

February 21, 2003

An act to amend Section 15364.79 of the Government Code, relating to international trade and investment, and making an appropriation therefor.

LEGISLATIVE COUNSEL'S DIGEST

AB 1613, as introduced, Committee on Jobs, Economic Development, and the Economy. International trade and investment offices: private donations.

Existing law authorizes the Secretary of Technology, Trade, and Commerce to accept private sector moneys in an amount not in excess of \$10,000 per donation, and not in excess of a total of \$10,000 per quarter per donor, made to the state to promote international trade and investment, subject to the Political Reform Act of 1974, and requires that the private sector moneys be deposited into the Economic Development and Trade Promotion Account established in the Special Deposit Fund. The secretary is authorized to expend moneys in the account, without regard to fiscal years, as prescribed, and to use the private sector moneys for specified expenses. A trade office using the private sector moneys is required to memorialize the payment in a written record, as specified.

This bill would delete the limits on the amount of private sector moneys that may be donated for international trade and investment purposes pursuant to these provisions, thus resulting in an appropriation

by increasing the available moneys in a continuously appropriated fund. It would require that an advisory group be convened for each international trade and investment office that has 25% or more of its annual budget derived from private sector donations.

Vote: majority. Appropriation: yes. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 15364.79 of the Government Code is
2 amended to read:

3 15364.79. (a) The secretary may accept private sector
4 moneys ~~in an amount not in excess of ten thousand dollars~~
5 ~~(\$10,000) per donation made~~ *donated* to the state for the purposes
6 of promoting international trade and investment, subject to Title
7 9 (commencing with Section 81000), ~~and not in excess of a total~~
8 ~~of ten thousand dollars (\$10,000) per quarter per donor~~. All private
9 sector moneys shall be used for these purposes but the donor may
10 specify the international trade and investment office or
11 international trade or investment event for which the private sector
12 money shall be used. The private sector moneys shall be deposited
13 into the Economic Development and Trade Promotion Account,
14 which is hereby established in the Special Deposit Fund in the
15 State Treasury. The secretary may expend moneys in the account,
16 without regard to fiscal years, for the purposes of this section.
17 Moneys in the Economic Development and Trade Promotion
18 Account may be allocated to an international trade and investment
19 office, and if so allocated shall be maintained by that office in an
20 account meeting the requirements of Section 15364.77.
21 Notwithstanding any other provision of law, the secretary may use
22 the private sector moneys for expenses incurred to promote
23 international trade and investment that will directly benefit
24 California business. Records of donations received and
25 expenditures made pursuant to this section shall be subject to
26 public disclosure.

27 (b) The international trade and investment office using the
28 funds shall memorialize the payment in a written record as
29 follows:

30 (1) Identifies the donor and the official or officials receiving or
31 using the payment.



1 (2) Describes the official agency use and the nature and amount
2 of each payment.

3 (3) Is filed with the Technology, Trade, and Commerce Agency
4 that maintains the records of the agency's statements of economic
5 interests, and the filing is done within 30 days of the receipt of the
6 payment by the agency.

7 (c) Nothing in this section shall affect any requirement of the
8 Political Reform Act (Title 9 (commencing with Section 81000)).

9 (d) *An advisory group shall be convened for each international*
10 *trade and investment office that has 25 percent or more of its*
11 *annual budget derived from private sector donations pursuant to*
12 *this section.*

